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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: OKA=4

In re Application of:

Syuichi OKA et al

Appln. No.: 10/522,678

Filing Date: October 28, 2004

For: HYPOSENSITIVE AGENT AND METHOD FOR PRODUCING SAME

ATTY.'S DOCKET: OKA=4

Confirmation No.:

Art Unit:

Examiner:

April 25, 2005

## INFORMATION DISCLOSURE STATEMENT [IDS]

Honorable Commissioner for Patents U.S. Patent and Trademark Office Randolph Building, Mail Stop Amendments 401 Dulany Street Alexandria, VA 22314

Sir:

This Information Disclosure Statement is submitted in accordance with 37 CFR §§1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

- 1. This IDS should be considered, in accordance with 37 CFR §1.97, as it is filed within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above-identified international application and before the mailing date of a first office action on the merits.
- 2. In accordance with 37 CFR §1.98, this IDS includes a list (e.g., form BN/SB/08A/B) of all patents, publications, or other information submitted for consideration

by the office, either incorporated into this IDS or as an attachment hereto. Other than U.S. patent(s) and/or published U.S. application(s), which 37 CFR §1.98(a)(2)(ii) does not require to be filed unless specifically required by the Office, a copy of each document listed is attached.

- 3. <u>Documents AA and AB</u> are not in the English language. In accordance with 37 CFR §1.98(a)(3), Applicant states:
  - [X] An English translation of each <u>documents AA and AB</u> (or of the pertinent portions thereof), or a copy of an English-language abstract (or claim) is enclosed.
- 4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 and 68 in the preamble to the final rules; 1135 OG 13 at 20).
- 5. In accordance with 37 CFR §§1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in 37 CFR §1.56(b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Respectfully submitted, BROWDY AND NEIMARK

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BN/SB/08A/B

## **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT

Substitute for form 1449A/PTO

Signature

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Sheet	1	of	1	

## Complete if Known 10/522,678 Application Number Filing Date (371c) October 28, 2004 Syuichi OKA et al First Named Inventor Group Art Unit **Examiner Name** Attorney Docket Number OKA=4

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T²		
	AA	Y. KIKUCHI et al; "In vivo Effect of Boiled Water Extract from Black Soybean on the Fluidity of Whole Blood through capillary Model Microchannels"; Hemorheology and Related Research; Vol. 2, pages 61-65, 1999.			
	АВ	R. YING et al; "A study of Effects of Health Food (Boiled Water Extract from Black Soybean) on Functional Pathology"; Eastern Medicine; Vol. 17, No. 2, pages 16-27, 2001.			
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Exami	iner	Date			

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Considered

<sup>1</sup> Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.